IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11-09-2007

CORAM

THE HON'BLE MR.JUSTICE M.JAICHANDREN

Writ Petition No.29060 of 2007

G.Manavalan .. Petitioner.

Versus

1.Sub Collector,
Thiruvallur,
Thiruvallur District.

2.The Tahsildar,
Poonamallee Taluk,
Thiruvallur District. .. Respondents.

This writ petition is filed under Article 226 of the Constitution of India praying for the issuance of a writ of Mandamus directing the respondents to release the seized Lorry bearing Registration No.TN-59-Y-5157 seized on 31.08.2007 by the respondents to the petitioner.

For petitioner : Mr.C.Martin Jeya Kumar
For respondents : Mr.A.Arumugam
Additional Government Pleader

O R D E R

Mr.A.Arumugam, the learned Additional Government Pleader takes notice for the respondents.

2. With the consent of the learned counsels appearing on either side, the writ petition is taken up for final disposal.

3. Considering the facts and circumstances of the case, the first respondent is directed to release the Lorry bearing Registration TN-59-Y-5157 to the petitioner, on the following conditions:-

A) The petitioner shall establish the ownership of the vehicle by producing the necessary documents before the first Respondent.

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B) The petitioner shall not part with or alienate the vehicle in any manner till the adjudication is over.

C) The petitioner shall deposit with the first respondent a sum of Rs.15,000/- (Rupees Fifteen Thousand only) in cash, as agreed.

D) The petitioner shall file an undertaking that he will not use the vehicle for any illegal activities in future and also to produce the vehicle before the first respondent as and when called for.

E) The petitioner shall also produce the vehicle once in two months before the first respondent herein in order to ensure that condition (B) is properly complied with.

4. In the event of default by the petitioner in complying with condition B or E, it will be open to the first respondent to seize the vehicle, without further notice to the petitioner.

5. With the above directions, this Writ Petition is disposed of, at the admission stage itself. No costs.

csh

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

To

1.The Sub Collector,
Thiruvallur,
Thiruvallur District.

2.The Tahsildar,
Poonamallee Taluk,
Thiruvallur District.

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+ 1 cc to Mr. E. Martin Jeyakumar, Advocate SR No. 57258
+ 1 cc to the Government Pleader, SR No.56817

AD(CO)
SR/14.9.2007



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